



Substitute Senate Bill No. 1152

Public Act No. 11-75

**AN ACT CONCERNING THE UNIVERSITY OF CONNECTICUT
HEALTH CENTER.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Subsection (b) of section 10a-109b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The purposes of sections 10a-109gg to 10a-109mm, inclusive, as amended by this act, and the provisions of sections 10a-109c to 10a-109e, inclusive, as amended by this act, 10a-109g, 10a-109n and 32-41s relating to The University of Connecticut Health Center and John Dempsey Hospital are to advance health care, education and economic development in the state by (1) encouraging collaboration, innovation, job creation and new investment by The University of Connecticut, various hospitals and other institutions involved in the health and bioscience industries of the state; (2) enabling (A) the construction of a new bed tower at John Dempsey Hospital, and (B) the renovation of academic, clinical and research space and the construction of a new ambulatory care center at The University of Connecticut Health Center to enhance the academic, clinical and research missions of The University of Connecticut School of Medicine and School of Dental Medicine; (3) facilitating the assumption of operational control of the

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neonatal intensive care unit located at John Dempsey Hospital by Connecticut Children's Medical Center resulting in a regional children's health care system and an increased adult medical surgical bed capacity for John Dempsey Hospital; (4) supporting the development of (A) a comprehensive cancer center to expand clinical trials and advance patient care at multiple sites in the Hartford region, (B) a state-of-the-art simulation and conference center to be located on the campus of Hartford Hospital that will be used to educate and train health care professionals utilizing new technologies and simulated care settings, (C) a primary care institute located on the campus of Saint Francis Hospital and Medical Center, the Connecticut Institute for Primary Care Innovation, that is intended to increase the number of primary care providers in the state by engaging in research and training to facilitate the effective delivery of primary care, (D) a health disparities institute sponsored by The University of Connecticut that will enhance research and the delivery of care to the minority and medically underserved populations of the state, (E) [an institute for clinical and translational science to be located on the campus of The University of Connecticut Health Center, (F) The Connecticut Institute for Nursing Excellence to be located on the campus of The University of Connecticut School of Nursing that will explore ways to enhance the recruitment, education and retention of nurses and nursing faculty, (G)] a Permanent Regional Phase One Clinical Trials Unit to be located at The Hospital of Central Connecticut, [(H)] (F) a cancer treatment center to be located in its entirety within the city of New Britain, and [(I)] (G) patient room renovations at Bristol Hospital; and (5) fostering growth in the bioscience sector of the state's economy by extending the same benefits afforded to businesses located in an enterprise zone to businesses that are engaged in bioscience and located in the city of Hartford or certain areas in the town of Farmington, the city of New Britain and the city of Bristol.

Sec. 2. Subdivision (32) of section 10a-109c of the general statutes is

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repealed and the following is substituted in lieu thereof (*Effective from passage*):

(32) "UConn health network initiatives" means the initiatives to develop a simulation and conference center on the Hartford Hospital campus, a primary care institute on the Saint Francis Hospital and Medical Center campus, [an institute for clinical and translational science on The University of Connecticut Health Center campus,] a comprehensive cancer center, The University of Connecticut-sponsored health disparities institute, [The Connecticut Institute for Nursing Excellence,] a Permanent Regional Phase One Clinical Trials Unit at The Hospital of Central Connecticut, a cancer treatment center in the city of New Britain, and patient room renovations at Bristol Hospital, described in section 10a-109b, as amended by this act.

Sec. 3. Subdivision (10) of subsection (a) of section 10a-109d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(10) To borrow money and issue securities to finance the acquisition, construction, reconstruction, improvement or equipping of any one project, or more than one, or any combination of projects, or to refund securities issued after June 7, 1995, or to refund any such refunding securities or for any one, or more than one, or all of those purposes, or any combination of those purposes, and to provide for the security and payment of those securities and for the rights of the holders of them, except that the amount of any such borrowing, the special debt service requirements for which are secured by the state debt service commitment, exclusive of the amount of borrowing to refund securities, or to fund issuance costs or necessary reserves, may not exceed the aggregate principal amount of (A) for the fiscal years ending June 30, 1996, to June 30, 2005, inclusive, one billion thirty million dollars, (B) for the fiscal years ending June 30, 2006, to June 30, 2018, inclusive, one billion [four hundred fifty-seven] seven hundred

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nineteen million nine hundred thousand dollars, and (C) such additional amount or amounts: (i) Required from time to time to fund any special capital reserve fund or other debt service reserve fund in accordance with the financing transaction proceedings, and (ii) to pay or provide for the costs of issuance and capitalized interest, if any; the aggregate amounts of subparagraphs (A), (B) and (C) of this subdivision are established as the authorized funding amount, and no borrowing within the authorized funding amount for a project or projects may be effected unless the project or projects are included in accordance with subsection (a) of section 10a-109e, as amended by this act;

Sec. 4. Section 10a-109e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The university may administer, manage, schedule, finance, further design and construct UConn 2000, to operate and maintain the components thereof in a prudent and economical manner and to reserve for and make renewals and replacements thereof when appropriate, it being hereby determined and found to be in the best interest of the state and the university to provide this independent authority to the university along with providing assured revenues therefor as the efficient and cost effective course to achieve the objective of avoiding further decline in the physical infrastructure of the university and to renew, modernize, enhance and maintain such infrastructure, the particular project or projects, each being hereby approved as a project of UConn 2000, and the presently estimated cost thereof being as follows:

UConn 2000 Project	Phase I	Phase II	Phase III
	Fiscal Years	Fiscal Years	Fiscal Years
	1996-1999	2000-2005	2005-2018

Agricultural Biotechnology

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Facility	9,400,000	
Agricultural Biotechnology Facility Completion	10,000,000	
Alumni Quadrant Renovations	14,338,000	
Arjona and Monteith (new classroom buildings)		66,100,000
Avery Point Campus Undergraduate and Library Building		35,000,000
Avery Point Marine Science Research Center – Phase I	34,000,000	
Avery Point Marine Science Research Center – Phase II	16,682,000	
Avery Point Renovation	5,600,000	
Babbidge Library	0	
Balancing Contingency	5,506,834	
Beach Hall Renovations		10,000,000
Benton State Art Museum		

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Addition	1,400,000	3,000,000
Biobehavioral Complex Replacement		4,000,000
Bishop Renovation		8,000,000
Budds Building Renovation	2,805,000	
Business School Renovation	4,803,000	
Chemistry Building	53,700,000	
Commissary Warehouse		1,000,000
Deferred Maintenance/ Code/ ADA Renovation Lump Sum	39,332,000	215,000,000
Deferred Maintenance & Renovation Lump Sum Balance	104,668,000	
East Campus North Renovations	11,820,000	
Engineering Building (with Environmental Research Institute)		36,700,000

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Equine Center	1,000,000	
Equipment, Library Collections & Telecommunications	60,500,000	200,000,000
Equipment, Library Collections & Telecommunications Completion	182,118,146	
Family Studies (DRM) Renovation		6,500,000
Farm Buildings Repairs/ Replacement		6,000,000
Fine Arts Phase II		20,000,000
Floriculture Greenhouse		3,000,000
Gant Building Renovations		34,000,000
Gant Plaza Deck	0	
Gentry Completion		10,000,000
Gentry Renovation	9,299,000	
Grad Dorm Renovations	7,548,000	
Gulley Hall Renovation	1,416,000	

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Hartford Relocation Acquisition/Renovation	56,762,020	
Hartford Relocation Design	1,500,000	
Hartford Relocation Feasibility Study	500,000	
Heating Plant Upgrade	10,000,000	
Hilltop Dormitory New	30,000,000	
Hilltop Dormitory Renovations	3,141,000	
Ice Rink Enclosure	2,616,000	
Incubator Facilities		10,000,000
International House Conversion	800,000	
Intramural, Recreational and Intercollegiate Facilities		31,000,000
Jorgensen Renovation		7,200,000
Koons Hall Renovation/ Addition		7,000,000
Lakeside Renovation		3,800,000

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Law School Renovations/ Improvements		15,000,000
Library Storage Facility		5,000,000
Litchfield Agricultural Center – Phase I	1,000,000	
Litchfield Agricultural Center – Phase II	700,000	
Manchester Hall Renovation		6,000,000
Mansfield Apartments Renovation	2,612,000	
Mansfield Training School Improvements	27,614,000	29,000,000
Natural History Museum Completion		4,900,000
North Campus Renovation	2,654,000	
North Campus Renovation Completion	21,049,000	
North Hillside Road Completion		11,500,000

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North Superblock Site and Utilities	8,000,000	
Northwest Quadrant Renovation	2,001,000	
Northwest Quadrant Renovation		15,874,000
Observatory		1,000,000
Old Central Warehouse		18,000,000
Parking Garage #3		15,000,000
Parking Garage – North	10,000,000	
Parking Garage – South		15,000,000
Pedestrian Spinepath		2,556,000
Pedestrian Walkways		3,233,000
Psychology Building Renovation/ Addition		20,000,000
Residential Life Facilities		90,000,000
Roadways		10,000,000
School of Business	20,000,000	

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School of Pharmacy/Biology	3,856,000	
School of Pharmacy/Biology Completion	61,058,000	
Shippee/Buckley Renovations	6,156,000	
Social Science K Building	20,964,000	
South Campus Complex	13,127,000	
Stamford Campus Improvements		3,000,000
Stamford Downtown Relocation – Phase I	45,659,000	
Stamford Downtown Relocation – Phase II	17,392,000	
Storrs Hall Addition		4,300,000
Student Health Services		12,000,000
Student Union Addition	23,000,000	
Support Facility (Architectural and Engineering Services)		2,000,000
Technology Quadrant –		

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Phase IA	38,000,000	
Technology Quadrant - Phase IB	16,611,000	
Technology Quadrant - Phase II	72,000,000	
Technology Quadrant - Phase III	15,000,000	
Torrey Life Science Renovation	17,000,000	
Torrey Renovation Completion and Biology Expansion		42,000,000
Torrington Campus Improvements		1,000,000
Towers Renovation	17,794,000	
UConn Products Store		1,000,000
Undergraduate Education Center	650,000	
Undergraduate Education Center	7,450,000	
Underground Steam &		

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Water Upgrade	3,500,000	
Underground Steam & Water Upgrade Completion		9,000,000
University Programs Building - Phase I	8,750,000	
University Programs Building - Phase II Visitors Center		300,000
Waring Building Conversion	7,888,000	
Waterbury Downtown Campus		3,000,000
Waterbury Property Purchase	325,000	
West Campus Renovations		14,897,000
West Hartford Campus Renovations/ Improvements		25,000,000
White Building Renovation	2,430,000	
Wilbur Cross Building Renovation		3,645,000

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Young Building Renovation/ Addition	17,000,000
HEALTH CENTER	
CLAC Renovation Biosafety Level 3 Lab	14,000,000
Deferred Maintenance/ Code/ ADA Renovation Sum - Health Center	50,000,000
Dental School Renovation	5,000,000
Equipment, Library Collections and Telecommunications - Health Center	75,000,000
Library/Student Computer Center Renovation	5,000,000
Main Building Renovation	[50,000,000] <u>125,000,000</u>
Medical School Academic Building Renovation	9,000,000
Parking Garage - Health Center	8,400,000
Research Tower	60,000,000

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Support Building Addition/ Renovation				4,000,000
The University of Connecticut Health Center New Construction and Renovation				[207,000,000]
				<u>394,900,000</u>
Planning and Design Costs				25,000,000
Total – Storrs and Regional Campus Project List				1,043,000,000
Total – Health Center Project List				[512,400,000]
				<u>775,300,000</u>
TOTAL	382,000,000	868,000,000	[1,555,400,000]	<u>1,818,300,000</u>

(b) The plan of funding UConn 2000 shall be the proceeds of general obligation bonds of the state in an amount authorized before June 7, 1995, and the proceeds of securities subject to the authorized funding amount established in subdivision (10) of subsection (a) of section 10a-109d and the proceeds of the Special External Gift Fund becoming available to the university pursuant to section 10a-109i.

(c) The amount of the state debt service commitment in each fiscal year shall be pledged by the university for the punctual payment of

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special debt service requirements as the same arise and shall become due and payable. As part of the contract of the state with the holders of the securities secured by the state debt service commitment and pursuant to section 10a-109u, appropriation of all amounts of the state debt service commitment is hereby made out of the resources of the General Fund and the Treasurer shall pay such amount in each fiscal year, to the paying agent on the securities secured by the state debt service commitment or otherwise as the Treasurer shall provide. The university shall be entitled to rely on the amount of the state debt service commitment and minimum state operating provision as and for assured revenues in any financing transaction proceeding, provided, to the extent any such proceeding includes reliance on such state debt service commitment and such minimum state operating provision, the university commits to a rate covenant and covenants, in substance, with the state and the holders of its securities to the effect that as long as any securities thereunder are outstanding that it has established and will charge, collect and increase, from time to time, and in time tuition fees and charges for its educational services, its auxiliary enterprises, including dormitory housing, food services and sale of textbooks and use of the physical university plant and for all other services and goods provided by the university, the amount of which, together with other assured revenues or other revenues otherwise available to the university including proceeds available from the Special External Gift Fund shall in each of its fiscal years be sufficient to pay when due, the special debt service requirements on outstanding securities and to permit the university to operate and maintain itself as an institution dedicated to excellence in higher education and to operate and maintain the physical university plant in sound operating condition and to otherwise permit the performance of all covenants included in the financing documents.

(d) With respect to UConn 2000 and within the authorized funding amount, the university may, from time to time, and shall whenever

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appropriate or necessary, revise, delete and add a particular project or projects, provided (1) a formal approving vote of its board of trustees shall be needed for a material revision, deletion or addition dictated by a change in university planning as determined by its board of trustees or otherwise necessary because of reasons beyond the control of the university, (2) any material revision shall be subject only to such formal approval of the board of trustees as long as the board finds and determines that such revision is consistent with the intent or purpose of the original project, (3) a material addition or deletion shall be conditioned not only upon such formal approval of the board of trustees but also upon a request by the board of trustees for, and enactment of, a subsequent public or special act approving such addition or deletion, if such addition is to add a project not outlined in subsection (a) of this section or the deletion is the deletion of a project outlined in subsection (a) of this section, and (4) no revision, addition or deletion shall reduce the amount of any state debt service commitment. Further, with respect to UConn 2000 and subject to the limitations in the authorized funding amount, the university may determine the sequencing and timing of such project or projects, revise estimates of cost and reallocate from any amounts estimated in subdivision (a) of this section, for one or more projects to one or more other projects then constituting a component of UConn 2000 as long as, at the time of such reallocation, it has found that any such project to which a reallocation is made has been revised or added in accordance with this section and such project from which a reallocation is made either has been so revised or added and can be completed within the amounts remaining allocated to it, or has been so deleted. University actions under this section shall be included in reports to the General Assembly under section 10a-109y.

[(e) Except as provided in subsection (f) of this section, the plan of funding The University of Connecticut Health Center new construction and renovation shall be (1) the contribution of not less

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than one hundred million dollars of federal, private or other nonstate money, or any combination thereof, (2) proceeds of securities issued by the university in accordance with subdivision (10) of subsection (a) of section 10a-109d in an amount not to exceed two hundred seven million dollars, and (3) reallocation of twenty-five million dollars from The University of Connecticut Health Center main building renovation for planning and design costs associated with The University of Connecticut Health Center new construction and renovation. Such federal, private or other nonstate money, now available or hereafter to be made available pursuant to subdivision (1) of this subsection, shall be deposited in such account or accounts of the university as the secretary and Treasurer, in consultation with the university, deem appropriate so as to assure timely payment of the cost of such project.]

[(f)] (e) Until such time as [(1) the full amount of the federal, private or other nonstate money described in subdivision (1) of subsection (e) of this section is made available, and, upon such money being made available, (2)] the State Bond Commission allocates the bonds authorized pursuant to section 10a-109gg, as amended by this act, for the UConn health network initiatives, the university shall not expend any funds authorized by subdivision (10) of subsection (a) of section 10a-109d, subsection (a) of [section 10a-109e] this section or subdivision (1) of subsection (a) of section 10a-109g, as amended by this act, for The University of Connecticut Health Center new construction and renovation, except for [the] twenty-five million dollars [authorized by subsection (a) of section 10a-109e for The University of Connecticut Health Center] for planning and design costs.

(f) The University of Connecticut Health Center shall (1) contribute not less than sixty-nine million dollars of funds from operations, special eligible gifts or other sources toward The University of Connecticut Health Center new construction and renovation, and (2)

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provide for construction of a new ambulatory care center through debt or equity financing obtained from one or more private developers who contract with the university to construct such new ambulatory care center.

Sec. 5. Subdivision (1) of subsection (a) of section 10a-109g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) The university is authorized to provide by resolution, at one time or from time to time, for the issuance and sale of securities, in its own name on behalf of the state, pursuant to section 10a-109f. The board of trustees of the university is hereby authorized by such resolution to delegate to its finance committee such matters as it may determine appropriate other than the authorization and maximum amount of the securities to be issued, the nature of the obligation of the securities as established pursuant to subsection (c) of this section and the projects for which the proceeds are to be used. The finance committee may act on such matters unless and until the board of trustees elects to reassume the same. The amount of securities the special debt service requirements of which are secured by the state debt service commitment that the board of trustees is authorized to provide for the issuance and sale in accordance with this subsection shall be capped in each fiscal year in the following amounts, [subject to the provisions of section 10a-109ll and,] provided, to the extent the board of trustees does not provide for the issuance of all or a portion of such amount in a fiscal year, all or such portion, as the case may be, may be carried forward to any succeeding fiscal year and provided further, the actual amount for funding, paying or providing for the items described in subparagraph (C) of subdivision (10) of subsection (a) of section 10a-109d may be added to the capped amount in each fiscal year:

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Fiscal Year	Amount
1996	\$112,542,000
1997	112,001,000
1998	93,146,000
1999	64,311,000
2000	130,000,000
2001	100,000,000
2002	100,000,000
2003	100,000,000
2004	100,000,000
2005	100,000,000
2006	79,000,000
2007	89,000,000
2008	115,000,000
2009	140,000,000
2010	0
2011	138,800,000
2012	157,200,000
2013	143,000,000
2014	[140,000,000] <u>198,000,000</u>
2015	[128,500,000] <u>208,500,000</u>
2016	[119,500,000] <u>199,500,000</u>
2017	[116,000,000] <u>160,900,000</u>
2018	91,000,000

Sec. 6. Section 10a-109gg of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The State Bond Commission shall have power, from time to time, to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding [thirty] twenty-two million dollars.

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(b) The proceeds of the sale of the bond issuance described in subsection (a) of this section shall be used by the Office of Policy and Management, in consultation with the chairperson of the Board of Trustees of the university, for the purpose of the UConn health network initiatives in the following manner: (1) Five million dollars of such proceeds shall be used by Hartford Hospital to develop a simulation and conference center on the Hartford Hospital campus to be run exclusively by Hartford Hospital, (2) five million dollars of such proceeds shall be used to fulfill the initiative for a primary care institute on the Saint Francis Hospital and Medical Center campus, (3) [ten] five million dollars of such proceeds shall be used to fulfill the initiatives for [an institute for clinical and translational science on The University of Connecticut Health Center campus,] a comprehensive cancer center and The University of Connecticut-sponsored health disparities institute; (4) [three million dollars of such proceeds shall be used to fulfill the initiatives to develop The Connecticut Institute for Nursing Excellence at The University of Connecticut at Storrs; (5)] five million dollars of such proceeds shall be used to fulfill the initiatives for the planning, design, land acquisition, development and construction of (A) a cancer treatment center to be constructed by, or in partnership with, The Hospital of Central Connecticut, provided such cancer treatment center is located entirely within the legal boundaries of the city of New Britain, (B) renovations and upgrades to the oncology unit at The Hospital of Central Connecticut, and (C) if certificate of need approval is received pursuant to the provisions of subsection (b) of section 10a-109ii, as amended by this act, a Permanent Regional Phase One Clinical Trials Unit located at The Hospital of Central Connecticut in New Britain; and [(6)] (5) two million dollars of such proceeds shall be used to fulfill the initiatives for patient room renovations at Bristol Hospital. In the event that the cancer treatment center authorized pursuant to subdivision [(5)] (4) of this subsection is built in whole or in part outside the legal boundaries of the city of New Britain, The Hospital of Central Connecticut shall repay the entire

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amount of the proceeds used to fulfill the initiatives for the planning, design, development and construction of such center.

(c) The provisions of section 3-20 or the exercise of any right or power granted pursuant to said section that are not inconsistent with the provisions of sections 10a-109b to 10a-109e, inclusive, as amended by this act, 10a-109g, as amended by this act, 10a-109n, 10a-109gg to 10a-109mm, inclusive, as amended by this act, and 32-41s are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to subsections (a) and (b) of this section. Temporary notes issued in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds.

(d) None of the bonds described in subsections (a) and (b) of this section shall be authorized, except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization that (1) has been signed by the secretary or by or on behalf of the university, [(2) states that not less than one hundred million dollars of federal, private or other nonstate money has been contributed pursuant to section 10a-109e for purposes of The University of Connecticut Health Center new construction and renovation,] and [(3)] (2) contains such other terms and conditions as the commission, in its discretion, may require.

Sec. 7. Subsection (a) of section 10a-109ii of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Not later than [December 31, 2010] June 30, 2011, Connecticut

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Children's Medical Center and John Dempsey Hospital shall (1) jointly notify the Secretary of the Office of Policy and Management regarding their agreement to proceed with the NICU transfer and increase in bed capacity of John Dempsey Hospital, or (2) notify the secretary, either jointly or individually, that Connecticut Children's Medical Center, John Dempsey Hospital, or both, have abandoned their plans to proceed with the NICU transfer and increase in bed capacity of John Dempsey Hospital. For purposes of this section, the NICU transfer and increase in bed capacity of John Dempsey Hospital shall be treated as one project and shall not be separated for purposes of the certificate of need approval process without the filing of a new certificate of need application pursuant to chapter 368z and subsection (b) of this section.

Sec. 8. Subsection (d) of section 34 of public act 09-2 of the September special session, as amended by section 345 of public act 10-44 and section 82 of public act 10-179, is amended to read as follows (*Effective from passage*):

For the Department of Public Health: Grants-in-aid, not exceeding \$6,000,000, (1) for hospital-based emergency service facilities, (2) to community health centers and primary care organizations for the purchase of equipment, renovations, improvements and expansion of facilities, including acquisition of land or buildings, (3) to Community Health Center, Inc. for renovations and improvements at the New London facility, not exceeding \$1,000,000, and (4) for enhancements to the accessibility and efficiency of health care services in the city of Hartford, not exceeding \$3,000,000, provided the State Bond Commission shall not allocate the funds pursuant to this subdivision until such time as [the full amount of the federal private or nonstate money described in subdivision (1) of subsection (e) of section 10a-109e of the general statutes is made available and] said commission has allocated the bonds authorized for UConn health network initiatives pursuant to [section 8 of public act 10-104] section 10a-109gg

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of the general statutes, as amended by this act, and provided (A) one million dollars shall be made available to Charter Oak Health Center, Inc. for the purchase of medical equipment to provide electronic medical records and develop access to remote treatment and training centers, (B) one million dollars shall be made available to Community Health Services, Inc. for the purchase of medical equipment to provide electronic medical records and develop access to remote treatment and training centers, and (C) one million dollars shall be made available to the Hispanic Health Council for renovation and repairs.

Sec. 9. Sections 10a-109kk and 10a-109ll of the general statutes are repealed. (*Effective from passage*)

Approved July 8, 2011